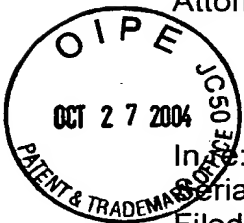


10-28-04

1636

Attorney Docket No. 9052-87

PATENT



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Markham et al.

Serial No. 09/913,970

Filed: March 28, 2002

For: LATENCY-ASSOCIATED REGULATORY REGION

FROM HERPESVIRUS SAIMIRI HVS

Confirmation No. 8326

Group Art Unit: 1636

Examiner: Daniel M. Sullivan

Date: October 27, 2004

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME  
 (37 C.F.R. § 1.136(a))

1. This is a petition for an extension of time for a total period of two (2) month(s) to respond to the Official Action dated May 27, 2004.

2. A response in connection with the matter for which this extension is requested:

☒ is filed herewith.

☐ has been filed.

3. Applicant:

☒ Claims small entity status. See 37 CFR 1.27.

☐ Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

	<u>Total Months Requested</u>	<u>Fee For Other Than Small Entity</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input checked="" type="checkbox"/>	two months	\$430.00	\$215.00
<input type="checkbox"/>	three months	\$980.00	\$490.00
<input type="checkbox"/>	four months	\$1,530.00	\$765.00
<input type="checkbox"/>	five months	\$2,080.00	\$1,040.00


Fee Enclosed \$215.00

In re: Markham et al.  
Serial No. 09/913,970  
Filed: March 28, 2002  
Page 2

---

- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card (Form PTO-2038) is enclosed.
- ☒ Charge Deposit Account No. 50-0220 for any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted,



Shawna Cannon Lemon  
Registration No. 53,888

Myers Bigel Sibley & Sajovec, P.A.  
P. O. Box 37428  
Raleigh, North Carolina 27627  
Telephone: (919) 854-1400  
Facsimile: (919) 854-1401  
Customer Number 20792

**CERTIFICATE OF EXPRESS MAILING**

Express Mail Label No. EV 473665489 US

Date of Deposit: October 27, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to:  
Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Susan E. Freedman

Date of Signature: October 27, 2004